APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/677,219	10/03/2003	Alex Horng	HORN3167/EM	8592

			EXAMINER
23364	7590	09/13/2005	NGUYEN, TRAN N

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ART UNIT	PAPER NUMBER
2834	

DATE MAILED: 09/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/677,219	HORNG ET AL.
	Examiner	Art Unit
	Tran N. Nguyen	2834

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☐ The amendment filed on <u>02 August 2005</u> under 37 CFR 1.312 has been considered, and has been:

a) ☐   entered.

b) ☐   entered as directed to matters of form not affecting the scope of the invention.

c) ☐   disapproved because the amendment was filed after the payment of the issue fee.

   Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1)

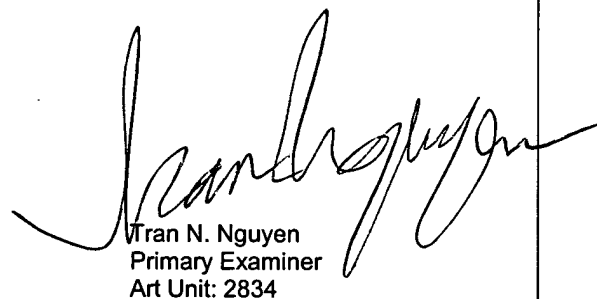   and the required fee to withdraw the application from issue.

d) ☒   disapproved. See explanation below.

e) ☐   entered in part. See explanation below.

According to MPEP 714.16, consideration of an amendment under 37 CFR 1.312 cannot be demanded as a matter of right. Prosecution of an application should be conducted before, and thus be complete including editorial revision of the specification and claims at the time of the Notice of Allowance.

Thus, based on the above guidance, the newly added claims are NOT entered because even though they are dependent claims, nevertheless they require additional work and consideration on the part of the Office.

The applicant is reminded that only amendments of the specification, drawings, and claims' formal matters such as gramatical or spelling correction(s) that require NO substantial amount of additional work on the part of the Office may be considered.

Tran N. Nguyen
Primary Examiner
Art Unit: 2834